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Attorneys for Intervener Abdellatif Hadji

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION,

Plaintiff,

v.

ALBION RIVER INN, INC.,

Defendant.

No. C 06-05356 SI

**JOINT STIPULATION AND REQUEST  
FOR RELIEF FROM MEDIATION  
DEADLINE AND TO CONTINUE CASE  
MANAGEMENT CONFERENCE**

Trial Date: February 4, 2008  
Time: 8:30 A.M.  
Courtroom: 10  
The Honorable Susan Illston

**Whereas** on November 9, 2006, the Plaintiff Equal Employment Opportunity Commission ("EEOC") and Defendant Albion River Inn, Inc. ("Albion"), with the Court's approval, stipulated to participate in mediation (Stipulation and Order Selecting ADR Process).

**Whereas** the Court's November 13, 2006 order on the parties' November 9, 2006 stipulation specifies that the deadline to complete mediation is 90 days from the date of the order. The mediation deadline date is February 12, 2007.

**Whereas** on December 6, 2006, the Court set a Case Management Conference for March

30, 2007.

**Whereas** prior to Hadji's intervention, attorneys for plaintiff and defendant were aware that Abdellatif Hadji ("Hadji") wanted to intervene and therefore postponed the depositions of Roy and Norma Cuneo as well as the pre-mediation conference until Hadji was represented by private counsel.

**Whereas** on February 5, 2007, mediator Peter Sherwood and the parties, including private counsel for Hadji, participated in a pre-mediation conference, at which time it was agreed that a continuance of the mediation deadline was necessary to facilitate the depositions of key witnesses. The parties also scheduled a second pre-mediation conference for March 9, 2007.

**Whereas** on February 7, 2007, the parties, including private counsel for Hadji, agreed that the deposition of the following key witnesses should be completed prior to a mediation:

Abdellatif Hadji

Roy Cuneo

Norma Cuneo

Peter Wells

Flurry Healy

Karen Laudadio

**Whereas** in order to accommodate Hadji's counsels' schedule, the depositions of Roy and Norma Cuneo were rescheduled from February 6 and 7, 2007 to March 6 and 7, 2007.

**Whereas** counsel are in the process of scheduling the depositions of the other witnesses including Ms. Laudadio, who resides out-of-state.

**Whereas** counsel are in the process of setting a reasonable date for Intervener's initial disclosures pursuant to Federal Rule of Civil Procedure 26.

**Whereas** on February 8, 2007, the parties, with the Court's approval, permitted Hadji to intervene in this action and file a Complaint in Intervention.

**The parties to this matter, by and through their counsel of record** do hereby stipulate and jointly request:

1. That the Court continue the mediation deadline to May 18, 2007 as the parties believe that

1 taking the depositions of the above named witnesses is essential to a meaningful  
2 mediation.

- 3 2. That the Court vacate the March 30, 2007 Case Management Conference and reset to a  
4 date after the continued mediation deadline.

5 **E-filing concurrence:** I, Raquel A. Lacayo-Valle, attorney for Intervener Hadji, attest  
6 that I have obtained the concurrence of Ray Erlach, attorney for defendant Albion, and Linda  
7 Ordonio-Dixon, attorney for plaintiff EEOC.

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9 CHAPMAN, POPIK & WHITE LLP

10  
11 Dated: \_\_\_\_\_ By: \_\_\_\_\_/s/\_\_\_\_\_  
12 Raquel A. Lacayo-Valle  
13 Attorneys for Intervener Abdellatif Hadji

14  
15 LAW OFFICE OF  
16 RAYMOND N. STELLA ERLACH

17  
18 Dated: \_\_\_\_\_ By: \_\_\_\_\_/s/\_\_\_\_\_  
19 Raymond N. Stella Erlach  
20 Attorneys for Defendant Albion River Inn, Inc.

21  
22 EQUAL EMPLOYMENT  
23 OPPORTUNITY COMMISSION

24  
25 Dated: \_\_\_\_\_ By: \_\_\_\_\_/s/\_\_\_\_\_  
26 Linda Ordonio-Dixon  
27 Attorneys for Plaintiff EEOC  
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**ORDER**

Having reviewed the Joint Stipulation and Request of the parties, and good cause appearing therefore,

It is hereby ordered that the current mediation deadline is vacated and reset for 5/18/07 \_\_\_\_\_, and that the current Case Management Conference is vacated reset for 6/1/07 @ 2:30 p.m. ~~2:00 p.m.~~ .

Dated: \_\_\_\_\_

  
\_\_\_\_\_  
Judge Susan Illston